



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. : 10/691,795  
Applicant : Daniel De Sousa et al  
Filed : October 23, 2003  
TC/A.U. :  
Examiner :

Confirmation No.

Docket No. : 01-694-2  
Customer No. : 34704

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

SUBMISSION OF DECLARATION

Dear Sir:

Enclosed herewith is a Combined Declaration and Power of Attorney for the above-captioned application. Also enclosed is check in the amount of \$130.00 to cover the surcharge for filing this Declaration. Note that the inventive entity is different from that indicated on the originally submitted unsigned declaration.

Please charge any additional fee which may be required hereunder or credit any overpayment to Deposit Account No.02-0184. A duplicate copy of this letter is enclosed herewith in connection with any deposit account charge or credit.

Respectfully submitted,

By

George A. Coury  
Attorney for the Applicant  
Telephone: (203) 777-6628 ext. 113  
Fax: (203) 865-0297  
E-mail: [couryg@bachlap.com](mailto:couryg@bachlap.com)

December 10, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313" on December 10, 2003.

Natalie M. Pimentel

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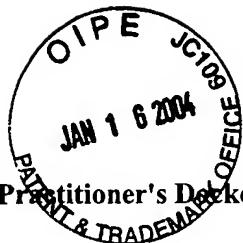
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Practitioner's Docket No. 01-694 - 2

PATENT

## COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

### TYPE OF DECLARATION

This declaration is of the following type: ☐ original.  
(check one) ☐ design.  
☐ supplemental.  
☐ national stage of PCT.  
☐ divisional.  
☐ continuation.  
☒ continuation-in-part (C-I-P)

### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

NETWORK DATA ACQUISITION SYSTEM CROSS REFERENCE RELATED APPLICATION

### SPECIFICATION IDENTIFICATION

the specification of which:

(a) ☐ is attached hereto.

(b) ☒ was filed on October 23, 2003, as Serial No. 10/691,795 and was amended on \_\_\_\_\_ (*if applicable*).

(c) ☐ was described and claimed in PCT International Application No. \_\_\_\_\_, filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (*if applicable*).

## SUPPLEMENTAL DECLARATION (37 C.F.R. § 1.67(b))

*(complete the following where a supplemental declaration is being submitted)*

☐ I hereby declare that the subject matter of the

☐ attached amendment

☐ amendment filed on \_\_\_\_\_

was part of my/our invention and was invented before the filing date of the original application, above-identified, or such invention.

### ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56, and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

☐ in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 C.F.R. § 1.98.

### PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed. Such applications have been filed as follows:

#### PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NO.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
			YES/NO
			YES/NO
			YES/NO
			YES/NO
			YES/NO

## CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NO.	FILING DATE (day, month, year)
60/439,593	13-01-2003

## CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. § 120

- ☐ The claim for the benefit of any such applications are set forth in the attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART (C-I-P) APPLICATION.

**ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

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## POWER OF ATTORNEY

I hereby appoint the practitioners practicing at the following Customer Number to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

**34704**

### SEND CORRESPONDENCE TO:

The above Customer Number.

### DIRECT TELEPHONE CALLS TO:

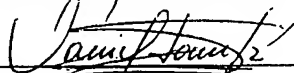
George A. Coury  
(203) 777-6628 - ext. 113

## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

**Full name of sole or first inventor:**

  
(signature)

Name: DANIEL DE SOUSA

Date: 24 / 11 / 2003.

Country of Citizenship: VENEZUELA

Residence Address:

Urb. Vista Alegre calle 9.

Ota. Shanon Caracas - Venezuela

Post Office Address: (SAME AS ABOVE)

**Full name of third joint inventor, if any:**

\_\_\_\_\_  
(signature)

Name:

Date: \_\_\_\_\_

Country of Citizenship:

Residence Address:

\_\_\_\_\_  
\_\_\_\_\_

Post Office Address: (SAME AS ABOVE)

**Full name of second joint inventor, if any:**

  
(signature)

Name: GUSTAVO GUERRERO

Date: 11/24/2003

Country of Citizenship: VENEZUELA

Residence Address:

Calle La Colima, Urb. La Mariposa

APT. 5A1, La Unión, Caracas - Venezuela

Post Office Address: (SAME AS ABOVE)

**Full name of fourth joint inventor, if any:**

\_\_\_\_\_  
(signature)

Name:

Date: \_\_\_\_\_

Country of Citizenship:

Residence Address:

\_\_\_\_\_  
\_\_\_\_\_

Post Office Address: (SAME AS ABOVE)

THIS DECLARATION ENDS WITH THIS PAGE.

SIGNATURE FOR FIFTH AND SUBSEQUENT JOINT INVENTORS.

\_\_\_\_ PAGES ADDED.

SIGNATURE BY ADMINISTRATOR(TRIX), EXECUTOR(TRIX) OR LEGAL REPRESENTATIVE FOR  
DECEASED OR INCAPACITATED INVENTOR.

\_\_\_\_ PAGES ADDED.

SIGNATURE FOR INVENTOR WHO REFUSES TO SIGN OR CANNOT BE REACHED BY PERSON  
AUTHORIZED UNDER 37 CFR 1.47.

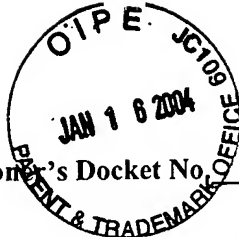
\_\_\_\_ PAGES ADDED.

ADDED PAGES FOR SIGNATURE BY ONE JOINT INVENTOR ON BEHALF OF DECEASED  
INVENTOR(S) WHERE LEGAL REPRESENTATIVE CANNOT BE APPOINTED IN TIME (37 CFR 1.47)

ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL,  
CONTINUATION, OR CONTINUATION-IN-PART (C-I-P) APPLICATION.

1 PAGES ADDED

AUTHORIZATION OF PRACTITIONER(S) TO ACCEPT AND FOLLOW INSTRUCTIONS FROM  
REPRESENTATIVE.



**ADDED PAGE TO COMBINED DECLARATION  
AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION  
OR C-I-P APPLICATION**

*(complete this part only if this is a divisional, continuation or C-I-P application)*

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)  
UNDER 35 U.S.C. 120**

I hereby claim the benefit, under Title 35, United States Code, § 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37, Code of Federal Regulations, § 1.56 and that is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent, that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application. (37 C.F.R. § 1.63(e)).

☐ In compliance with this duty, there is attached an information disclosure statement, in accordance with 37 C.F.R. § 1.98.

<b>PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120:</b>				
<b>U.S. APPLICATIONS</b>		<b>Status (check one)</b>		
<b>U.S. Applications</b>	<b>U.S. Filing Date</b>	<b>Patented</b>	<b>Pending</b>	<b>Abandoned</b>
60/439,593	01-13-2003		XX	
/				
/				
<b>PCT APPLICATIONS DESIGNATING THE U.S.</b>				
<b>PCT Application No.</b>	<b>PCT Filing Date</b>	<b>U.S. Application Nos. Assigned (if any)</b>		
		/		
		/		
		/		

**35 USC § 119 PRIORITY CLAIM, IF ANY,  
FOR ABOVE LISTED U.S./PCT APPLICATIONS**

<b>ABOVE APPLICATION NO.</b>	<b>DETAILS OF U.S. PROVISIONAL OR FOREIGN APPLICATION FROM WHICH PRIORITY CLAIMED UNDER 35 USC § 119</b>		
<b>Please indicate appropriate PCT application no.</b>	<b>Country and Application No.</b>	<b>Date of filing (day, month, year)</b>	<b>Date of issue (day, month, year)</b>